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## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ANTHROPOLOGIE, INC.,

Plaintiff,

-v-

FOREVER 21, INC., et al.,

Defendants.

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No. 07 Civ. 7873 (RJS) <u>ORDER</u>

## RICHARD J. SULLIVAN, District Judge:

On August 7, 2009 the Court issued an Order dismissing, without prejudice, Defendants' motion to dismiss pending extensive settlement discussions. The Court is now in receipt of a joint letter from the parties in which Defendants indicate that those discussions have not resolved the matter and request permission to re-file their motion to dismiss.

Accordingly, IT IS HEREBY ORDERED THAT the parties shall appear for a pre-motion conference on October 13, 2009 at 9:30 a.m.

SO ORDERED.

DATED: O

October 1, 2009 New York, New York

CHARD J. SULLĪVAN

UNITED STATES DISTRICT JUDGE